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PATENT

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-1278)

In re Application of:

Lawton, et al.

Serial No.: 09/765,739

Filed: January 18, 2001

For: **Compositions and Methods for the Detection of
Ehrlichia Canis and Ehrlichia Chaffensis
Antibodies**

Art Unit: 1653

Examiner: To be assigned

Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR
APPLICATIONS CONTAINING SEQUENCE DISCLOSURES**

Sir:


Applicants file these documents in response to the Notice mailed in the above-mentioned case on June 21, 2001. It is believed that no fee is due in connection with this filing; however, if a fee is due, please charge our deposit account number 13-2490.

Attached are paper and computer readable copies of the sequence listing. Please enter the sequence listing into the application. The information recorded in computer readable form is identical to the written sequence listing and adds no new matter.

Respectfully submitted,

Date: June 13, 2001

By:


Lisa M.W. Hillman
Reg. No. 43,673



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Ref. No. 00-1278)

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Application of: Lawton, et al.

Serial No.: 09/765,739

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For: Compositions and Methods for the
Detection of Ehrlichia Canis and
Ehrlichia Chaffensis Antibodies

Group Art Unit: 1653

Examiner: To Be Assigned

TRANSMITTAL LETTER

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

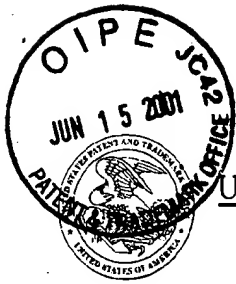
In regard to the above-identified application:

1. We are transmitting herewith the attached
 - a. Response to Notice to Comply with Requirements for Applications Containing Sequence Disclosures;
 - b. Sequence Listing (paper copy) (2 sheets);
 - d. Sequence Listing (electronic copy); and
 - e. Return Receipt Postcard.
2. With respect to fees:
 - a) No fee is required
3. Please charge any deficiency in the amount due, or credit any overpayment, to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. **CERTIFICATE OF MAILING UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 on June 13, 2001.

Dated: June 13, 2001

By:

Lisa M.W. Hillman
Reg No. 43,673



JUN 19 2001

UNITED STATES PATENT AND TRADEMARK OFFICE

TECH CENTER 1600/2900

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/765,739	01/18/2001	Robert Lawton	MBHB00-1278

20306

MCDONNELL BOEHNEN HULBERT & BERGHOF
300 SOUTH WACKER DRIVE
SUITE 3200
CHICAGO, IL 60606

CONFIRMATION NO. 9509

FORMALITIES LETTER



OC00000006098247

Date Mailed: 05/21/2001

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990); and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*

nb:

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/765,739	01/18/2001	Robert Lawton	MBHB00-1278

20306
MCDONNELL BOEHNEN HULBERT & BERGHOFF
300 SOUTH WACKER DRIVE
SUITE 3200
CHICAGO, IL 60606**CONFIRMATION NO. 9509****CORRECTION COVER LETTER**

OC000000006098220

Date Mailed: 05/21/2001

COVER LETTER FOR CORRECTION OF PREVIOUS NOTICE

The Notice mailed on 04/25/2001 was sent in error and is hereby withdrawn. A corrected Notice is enclosed. The time period for reply runs from the mail date of the corrected Notice. We apologize for any inconvenience this caused.

*A copy of this notice **MUST** be returned with the reply.*

Nk
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY